USSN 10/705,432 Final Office Action dated 05 June 2007 Amendment and Reply filed 05 October 2007

## Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application:

## **Listing of Claims:**

1-16. (canceled)

- 17. (currently amended) An *in vitro* method [[of]] <u>for</u> directing a targeting vector to a <u>preselected specific</u> chromosomal location within a genome of a mouse embryonic stem (ES) cell, comprising: introducing into <u>an ES cell</u> the cell a targeting vector, wherein the targeting vector comprises a drug resistance gene under control of a ubiquitin promoter and homology arms directing the targeting vector to a specific chromosomal location, and wherein targeting to the specific chromosomal location is increased by at least two-fold over a PGK promoter-containing targeting vector to the same chromosomal location but having a drug resistance gene under control of a PGK promoter.
- 18. (previously presented) The method of claim 17, wherein the ubiquitin promoter is the ubiquitin C promoter.
- 19. (previously presented) The method of claim 18, wherein the ubiquitin promoter is a human, mouse, rat, or bacterial ubiquitin promoter.
- 20. (previously presented) The method of claim 17, wherein the drug resistance gene encodes one of neomycin phosphotransferase, hygromycin phosphotransferase, or puromycin acetyl transferase.
- 21. (currently amended) A targeting vector comprising a drug resistance gene under control of a ubiquitin promoter and homology arms directing the targeting vector to a pre-selected specific chromosomal location in a mouse ES cell, wherein the specific chromosomal direction directed by the homology arms is a chromosomal location where the targeting vector achieves at least a two-fold higher targeting than a PGK promoter-containing targeting vector having a drug resistance gene under control of a PGK promoter.
- 22. (previously presented) The targeting vector of claim 21, wherein the ubiquitin promoter is

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the ubiquitin C promoter.

- 23. (previously presented) The targeting vector of claim 22, wherein the ubiquitin promoter is a human, mouse, rat, or bacterial ubiquitin promoter.
- 24. (previously presented) The targeting vector of claim 21, wherein the drug resistance gene encodes one of neomycin phosphotransferase, hygromycin phosphotransferase, or puromycin acetyl transferase.
- 25. (currently amended) An *in vitro* method of increasing targeting frequency in mouse embryonic stem (ES) cells, comprising introducing into a mouse ES cell a targeting vector, wherein the targeting vector comprises a drug resistance gene under control of a ubiquitin promoter, and homology arms directing the targeting vector to a pre-selected specific chromosomal location, wherein targeting frequency to the specific chromosomal location is increased at least two-fold higher than targeting frequency to the specific chromosomal location obtained using a method employing a PGK promoter-containing targeting vector having homology arms directing the PGK promoter-containing targeting vector to the specific chromosomal location but having a drug resistance gene under control of a PGK promoter.
- 26. (previously presented) The method of claim 25, wherein the ubiquitin promoter is the ubiquitin C promoter.
- 27. (previously presented) The method of claim 26, wherein the ubiquitin promoter is a human, mouse, rat, or bacterial ubiquitin promoter.
- 28. (previously presented) The method of claim 25, wherein the drug resistance gene encodes one of neomycin phosphotransferase, hygromycin phosphotransferase, or puromycin acetyl transferase.
- 29. (currently amended) An *in vitro* method of increasing the number of mouse embryonic stem (ES) cells correctly targeted with a targeting vector, comprising introducing into a mouse ES cell a targeting vector, wherein the targeting vector comprises a drug resistance gene under control of a ubiquitin promoter, and homology arms directing the targeting vector to a pre-selected specific chromosomal location, wherein at least a two-fold higher number of mouse ES cells are correctly targeted than obtained by a method employing a PGK promoter-containing targeting

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vector having homology arms directing the PGK promoter-containing targeting vector to the same specific chromosomal location but having a drug resistance gene under control of a PGK promoter.

- 30. (previously presented) The method of claim 29, wherein the ubiquitin promoter is the ubiquitin C promoter.
- 31. (previously presented) The method of claim 30, wherein the ubiquitin promoter is a human, mouse, rat, or bacterial ubiquitin promoter.
- 32. (previously presented) The method of claim 29, wherein the drug resistance gene encodes one of neomycin phosphotransferase, hygromycin phosphotransferase, or puromycin acetyl transferase.